Approved for use through 07/31/2006. OMB 0651-0032 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Attorney Docket KW00-2B02-US Number DECLARATION FOR UTILITY OR First Named Inventor **DESIGN** Brines, Michael COMPLETE IF KNOWN PATENT APPLICATION (37 CFR 1.63) Application Number TBD Filing Date Declaration Declaration January 3, 2005 Submitted after Initial Submitted OR Art Unit With Initial Filing (surcharge TBD (37 ČFR 1.16 (e)) Filing **Examiner Name** required) TBD I hereby declare that: Each inventor's residence, mailing address, and citizenship are as stated below next to their name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Tissue Protective Cytokines for the Protection, Restoration, and Enhancement of Responsive Cells, Tissues and Organs (Title of the Invention) the specification of which is attached hereto OR was filed on (MM/DD/YYYY) as United States Application Number or PCT International 07/03/2003 PCT/US03/21 \$5@nd was amended on (MM/DD/YYYY) (if applicable). Application Number I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed. Priority **Certified Copy Attached?** Foreign Filing Date **Prior Foreign Application Not Claimed** YES Country (MM/DD/YYYY) Number(s) PCT/US03/21350 PCT 07/03/2003

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Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

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| Michael | | | | Brines | | | | |
| Inventor's Signature | Sury. | • | | | • | | | Date /-3-05 |
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| NAME OF SECOND INVENTO | R: | , | | | petition h | as be | en filed | for this unsigned inventor |
| Given Name (first and middle [i | f any]) | . — | | | Family N | | Surnar | me |
| Anthony | | | | | Cera | ni | | |
| Inventors Signature | Ni' | | | | | | | Date 1-3- 05 |
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| City Somers | State NY | | • | Zip 10 | 589 | | Coun US | try |
| Additional inventors or a legal re | presentative are be | ing named o | n the 1 | supplemental | sheet(s) PT(| D/SB/02/ | or 02LR | attached hereto. |

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| DECLARATION | | ADDITIONAL Supplemental Sh | | Page | 3 of 3 | |
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| Name of Additional Joint Inventor, if any | ·· | A petition ha | as been filed for this uns | signed in | nventor | |
| Given Name (first and middle (if any)) | Family Name or Sumame | | | | | |
| | Cerami | | | | | |
| Inventor's Signature | | | - | Date | 1/3/2005 | |
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| Given Name (first and middle (if any)) | , * | Family Name or Surname | | | | |
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| Inventor's Signature | | | | Date | | |
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| Filing Date | January 3, 2005 | |
| First Named Inventor | Brines, Michael | |
| Title | Tissue Protective | • |
| Art Unit | TBD | |
| Examiner Name | TBD | |
| Attorney Docket Number | KW00-2B02-US | J |

| I hereby revoke all pro | evious powers of attorney given in | the above-identified application. | |
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| Country | US | Fax (014)762 7 | |
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| Applicant/Invento | or. | | |
| | rd of the entire interest. See 37 CFR 3.71. | | |
| | 37 CFR 3.73(b) is enclosed. (Form PTO/S | B/96) | · · · · |
| | SIGNATURE of Applic | ant or Assignee of Record | |
| Signature | Mylan Bring | Date | 1-3-05 |
| Name 1 | Michael Brines | Telep | hone (914)762-7586 |
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| X Applicant/Inventor. | | | | | |
| Assignee of record of | the entire interest. See 37 CFR 3.71. CFR 3.73(b) is enclosed. (Form PTO/S. | B/96) | | | |
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| First Named Inventor | Brines, Michael |
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| Art Unit | TBD |
| Examiner Name | TBD |
| Attorney Docket Number | KW00-2B02-US |

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| I hereby appoint: | | | | | | |
| Practitioners associated with the Cus | stomer Number: | | | | | |
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| X Practitioner(s) named below: | | | | | · | , |
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| X Firm or . Individual Name Fred | lerick J. Hamble, E | Sq. | | | | |
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| I am the: X Applicant/Inventor. | | | | | • | |
| Assignee of record of the entire Statement under 37 CFR 3.73(b | interest. See 37 CFR 3.71. b) is enclosed. (Form PTO/SB/96) | | | | | |
| | SIGNATURE of Applicant or A | ssignee o | of Record | | | |
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| Signature Carla C | orami | | | Telephone | (914)762- | <u>7586</u> |
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